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6 907-258-0106

7 Attorneys for Plaintiff

8
9 IN THE UNITED STATES DISTRICT COURT
10
11 FOR THE DISTRICT OF ALASKA

12 UNITED STATES OF AMERICA for)
13 the use of POONG LIM/PERT)
14 JOINT VENTURE,)

15 Plaintiff,)

Case No. A03-0290 Civil (JWS)

16 vs.)

17 DICK PACIFIC/GHEMM JOINT)
18 VENTURE, CONTINENTAL CASUALTY)
19 COMPANY, NATIONAL FIRE)
20 INSURANCE COMPANY OF HARTFORD,)
21 SEABOARD SURETY COMPANY, and)
22 ST. PAUL FIRE AND MARINE)
23 INSURANCE COMPANY,)

AFFIDAVIT OF CHRISTOPHER
B.BUTLER IN SUPPORT OF
RESPNSE TO DEFENDANTS'
OPPOSITION TO MOTION
FOR RECONSIDERATION
FOR ALLEGED ADDITIONAL HOURS
BY SHOP LABOR SUBCONTRACTORS

24 Defendants.)

(DOCKET NO.)

25 STATE OF WASHINGTON)

) ss

COUNTY OF KING)

26 Christopher B. Butler, being first duly sworn, deposes
27 and says:

1 1. I am one of the attorneys representing Poong
2 Lim/Pert Joint Venture ("Poong Lim") and make this Affidavit
3 based upon my personal knowledge.

4
5 2. Attached are the following exhibits to Poong
6 Lim's Response to DPG's Opposition to Poong Lim's Motion For
7 Reconsideration of Order Granting Summary Judgment For Alleged
8 Additional Hours by Shop Labor Subcontractors (Docket 267):

9
10 Exhibit 1 is a true and correct copy of excerpts from the
11 sworn deposition of Jeong Ho Lee, taken March 23, 2005.

12
13 Exhibit 2 is a true and correct copy of the Pass Through
14 Agreement entered into between Poong Lim and Sejin dated April
15 3, 2006, and the Translator's certification regarding the
16 accuracy of that translation from Korean into English.

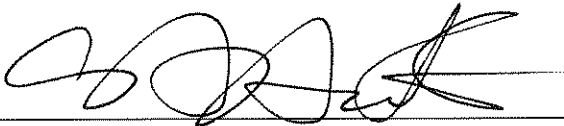
17
18 Exhibit 3 is a true and correct copy of excerpts from the
19 sworn deposition of Y.S. Kim, Sejin's president taken March 24,
20 2005.

21
22 Exhibit 4 are true and correct copies of excerpts from the
23 depositions of Steven Schwartz, Volumes I and II taken May 25
24 and 26, 2005.

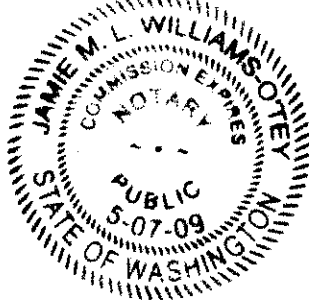
25 *Poong Lim v. Dick Pacific, et al.*
 Case No. A03-0290 Civil (JWS)
 Affidavit of Christopher Butler in Support of
 Reply to Defendants' Opposition to Motion for
 Reconsideration for Alleged Additional Hours by
 Shop Labor Subcontractors -- Page 2

1 Exhibit 5 is a true and correct copy of excerpts from the
2 sworn deposition of Jordan Rosenfeld taken May 31, 2005.

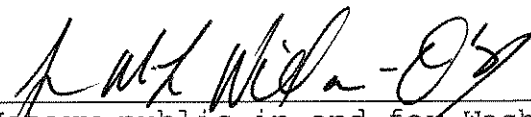
3
4 Further your affiant saith naught.

5
6 
Christopher B. Butler

7
8 SUBSCRIBED AND SWORN to before me this 10th day of
April, 2006.



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Notary public in and for Washington
Residing at: Seattle
My commission expires: May 7, 2009

F:\CLIENTS\10944\0002\P-CBB Butler AFF In Support of response to Opposition to M motion for reconsideration
109440002.doc

CERTIFICATE OF SERVICE

I hereby certify that on this 10th day of April, 2006, a true and correct copy of the foregoing was served electronically on:

Bruce E. Davison, Esq.
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